



INSPECTOR GENERAL
DEPARTMENT OF DEFENSE
400 ARMY NAVY DRIVE
ARLINGTON, VIRGINIA 22202-4704

JAN --7 2005

MEMORANDUM FOR CIVILIAN AND MILITARY OFFICERS AND EMPLOYEES ASSIGNED
TO THE OFFICE OF THE INSPECTOR GENERAL OF THE
DEPARTMENT OF DEFENSE

SUBJECT: Office of Inspector General Contractor Oath to Support the Constitution

References: (a) Inspector General Act of 1978, as amended
(b) United States Constitution
(c) Title 5, United States Code, Section 3331
(d) Federal Activities Inventory Reform Act of 1998, P.L. 105-270

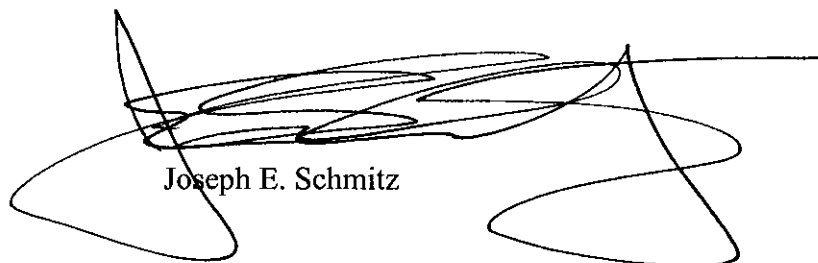
Purpose: This memorandum prescribes policy guidance for ensuring that contractors of the Office of the Inspector General (OIG) who perform functions in positions of trust in support of the duties prescribed in reference (a) and within the scope of reference (d) take the same oath to support and defend reference (b) required by reference (c) of every "individual elected or appointed to an office of honor or profit in the civil service or uniformed services."

Policy: It is the policy of this OIG that contractors performing functions in support of the duties prescribed in reference (a) that are equivalent to those performed by an "individual elected or appointed to an office of honor or profit in the civil service or uniformed services" and not excluded from outsourcing by reference (d) will take the same oath to support and defend reference (b) required by reference (c) to the full extent not otherwise prohibited by law. For example, OIG contractors required to have a security clearance will presumptively be required to take the oath required by reference (c) before being granted access to classified information by the Inspector General or any other officer assigned to this OIG.

Responsibility: OIG component heads shall identify by name to the Inspector General all contractors assigned to the respective component that require security clearances (or otherwise performing functions that the Inspector General deems warrant taking the oath, such as functions in support of duties prescribed in reference (a)). Within 30 days of the date of any required contract actions OIG component heads shall certify in writing that all such contractors have taken the oath required by reference (c) of every "individual elected or appointed to an office of honor or profit in the civil service or uniformed services." If any such contractor refuses voluntarily to take the oath, the respective OIG component head shall promptly bring such refusal to the attention of the Inspector General. Taking this oath in no way confers any rights or benefits enjoyed by officers or employees of the Federal Government. All subsequent OIG contracts and contractual solicitations for OIG support shall include a clause noting this OIG policy.

Effective Date: This policy memorandum is effective immediately.

Attachments: none


Joseph E. Schmitz